



Gila County Superior Court

PUBLIC INTEREST CASES

UPDATED: 12/11/2013

DISCLAIMER: The defendant named in each of the cases listed, is presumed innocent until and unless proven guilty; the information provided is intended for community information purposes only and should not be used to threaten, intimidate, or harass. Misuse of this information may result in criminal prosecution.

Supreme Court Public Access

The Public/media representatives may obtain general information about non-confidential statewide court cases by accessing the Supreme Court's Public Access to Court Information website at the following link:

<http://apps.supremecourt.az.gov/publicaccess/caselookup.aspx>

By using this website, the public/media representatives who are interested in finding out what cases have been filed for a specific individual can enter that person's name to find all cases in the system that are associated with that person. A specific case can also be viewed by entering the case number.

Once the case is selected, general information will appear, and includes the pleadings filed, hearings held, and status of the case. For more information about the case than the website displays, you may contact the office of the Clerk of Court.

Gila County Court Public Access

If an agency of the media is interested in following the progress of a particular Gila County case or a public interest case, the media representative may identify that case to the office of the Court Administrator. Information about the case may still be obtained from the Public Access to Court Information website, as the direct link will save the media time when researching the case. This Court's website can be accessed by clicking on the following link:

<http://www.gilacountyaz.gov/government/courts/index.php>

Superior Court Calendar Access

The Superior Court calendar is also available via the Internet at the following link:

http://72.24.204.138:8080/gila_public/ev_srch.action

Media representatives may look for information on a court calendar by selecting a calendar and the dates of interest. Information about the cases, times, and types of hearings set on those dates will be displayed.

The Gila County Superior Court Public Interest List is also available via the Internet at the following link:

<http://www.gilacountyaz.gov/government/courts/index.php>

For general questions regarding cases on the Public Interest Case List or any other case, please contact: Coleen Stevens, Public Information Officer, at: cstevens@courts.az.gov, or (928) 402-8674.

In the event that you want to view court records or obtain a copy of court documents, a request is first to be made to the Clerk of Court's office.

Please Note: Prior to releasing any documents, the Clerk's office will review files before releasing them to the public/media, in case the document contains confidential material. If the document contains such confidential information, the Clerk's office will redact this information before releasing it. If the document is confidential, the public/media are not permitted to view it, such as with a Pre-sentence report. **There is also a 50 cent charge per page.**

NOTE:

Diversion/Deferred Program

It is the policy of the Gila County Attorney's Office to offer some first time felony offenders an opportunity to avoid having a felony conviction on their permanent criminal history if they successfully participate and complete the Diversion or Deferred Prosecution Program.

For a full explanation of this program, please visit the County Attorney's web page at the following link:

http://www.gilacountyaz.gov/government/county_attorney/diversion_deferred_program.php

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PENDING CASES

- CIVIL CASES -

Plaintiff:	DEBORAH NICHOLS	Defendant:	MICHAEL LOWE, PEAK MEDICAL CARE, PLLC
Case #:	CV2013-032		
Attorney for Plaintiff:	Neal H. Bookspan Laura A. Rogal Jaburg & Wilk, P.C.	Attorney for Defendant:	Pro Per
Judge:	Peter Cahill	Superior Court:	Division I
Case Status:	NO HEARING DATE AT THIS TIME		
Case Notes:	Complainant alleges that the Defendant's actions breached his fiduciary and contractual duties and terms. Defendant is also said to have deliberately obstructed Plaintiff is seeking judgment be entered for compensatory damages and costs.		
Complaint:	Ct. 1 Breach of Fiduciary Duty – Dr. Michael Lowe Ct. 2 Intentional Interference With business Expectancy – Dr. Michael Lowe Ct. 3 Breach of Contract Ct. 4 Statutory Accounting Ct. 5 Issuance of a Temporary Restraining Order; Preliminary Injunction; Permanent Injunction		

PENDING CASES

- CRIMINAL CASES -

Defendant:	Brandon Lee LEWIS	Case #:	CR2012-336
Prosecutor:	Gila County Attorney's Office	Defense:	Michael Harper Chuck Walker
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Status:	December 16, 2013, 11:00	Pre-trial conference	in Payson
Case Notes:	Defendant was charged with a number of counts of assaulting Peace Officers, acting in a manner to prevent his arrest, as well as causing damage to a police vehicle and police uniform.		
ORDER VACATING JUDGMENT AND CONVICTIONS <i>Re: Convictions Entered: August 8, 2013</i> <i>LINK- FINALVacatingJudgmentConvictions.pdf</i>			
Indictment:	Ct. 1 - Aggravated Assault on Peace Officer Ct. 2 - Aggravated Assault on Peace Officer Ct. 3 - Aggravated Assault on Peace Officer Ct. 4 - Resisting Arrest Ct. 5 - Criminal Damage Ct. 6 - Criminal Damage		

Defendant:	Michael Alan VODEN	Case #:	CR2013-569
Prosecutor:	Gila County Attorney's Office Shawn Fuller	Defense:	Michael Kielsky Kielsky Rike PLLC
Judge:	Robert Duber, II	Superior Court:	Division II
Case Status:	December 12, 2013, 1:15	Hearing on Motion to Modify Release Conditions	in Payson
Case Notes:	The Defendant is accused of causing the death of Randall Burnett, by use of a handgun, without premeditation, but knowing that his conduct would cause death or serious physical injury. The Defendant is currently being held on \$1 million cash bond.		
Indictment:	Ct. 1 - Second Degree Murder		

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CASES SET FOR TRIAL

- CIVIL CASES -

Plaintiff:	Dorothea HAWK	Defendant:	Select Specialty Hospital & Select Medical Corp.
Case #:	CV2009-346		
Attorney for Plaintiff:	Lloyd & Robinson	Attorney for Defendant:	Stephen Bullington
Judge:	Peter Cahill	Superior Court:	Division I
Case Status:	January 14, 2014	Jury Trial	in GLOBE
Case Notes:	The Defendant is accused of negligence in the care of Ken Hawk, which it is alleged, ultimately caused the death of Mr. Hawk. The Plaintiff is suing for damages.		
Complaint:	Ct. 1 - Wrongful Death		

CASES SET FOR SENTENCING

Defendant:	Brian Bradley BENDER	Case #:	CR2012-530
Prosecutor:	Gila County Attorney	Defense:	Chad Shell
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Notes:	Defendant is charged with unlawfully controlling property, with a value of \$4,000 to \$25,000. Allegations also include the Defendant falsely claiming to be an organization representative with the intention of defrauding, as well as claiming to be licensed to submit a business proposal/bid.		
Indictment:	<div> <div>Ct. 1 - Theft</div> <div>Class 3 Felony</div> </div> <div> <div>Ct. 2 - Criminal Impersonation</div> <div>Class 6 Felony</div> </div> <div> <div>Ct. 3 - Contracting Without a License</div> <div>Class 1 Misdemeanor</div> </div>		
DISPOSITION:	JURY TRIAL – commenced October 22, 2013		
VERDICT:	<div> <div>Ct. 2 - Criminal Impersonation</div> <div>JURY FOUND DEFENDANT – NOT GUILTY</div> </div> <div> <div>Ct. 2 - Contracting Without a License</div> <div>JURY FOUND DEFENDANT – GUILTY</div> </div>		
SENTENCING:	January 6, 2014 @ 10:00	SENTENCING	in PAYSON

CASES SET FOR SENTENCING

Defendant:	Matthew Blaine SHANNON	Case #:	CR2012-270
Prosecutor:	Gila County Attorney	Defense:	Michael Freeman
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Status:	December 13, 2013, @ 9:30	Sentencing	in GLOBE
Case Notes:	It is alleged that in December 2011, the Defendant was within a school zone area, in possession of heroin with the intention of selling the drug, while also being in possession of items of drug paraphernalia and a firearm. The Defendant is also charged with taking heroin to a correctional facility.		
Indictment:	Ct. 1 - Possession of a Narcotic Drug for Sale >Threshold in a School Zone Ct. 2 - Promoting Prison Contraband Ct. 3 - Misconduct Involving Weapons committed w/Drug Offense in a School Zone Ct. 4 - Possession of a Narcotic Drug in a School Zone Ct. 5 - Possession of Drug Paraphernalia in a Drug Free School Zone		

Defendant:	Martin Douglas SLOVER	Case #:	CR2012-309
Prosecutor:	Gila County Attorney	Defense:	Ron DeBrigida
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Status:	December 13, 2013 @ 10am	Sentencing	in GLOBE
Case Notes:	It is alleged that the Defendant, recklessly engaged in conduct attempting to cause the death of Teona Koutz, Defendant's girlfriend. Defendant is also charged with kidnapping and aggravated assault, resulting in the victim sustaining a broken hand.		
Indictment:	Ct. 1 - Attempted Second Degree Murder Ct. 2 - Kidnapping / Domestic Violence Ct. 3 - Aggravated Assault /Domestic Violence Ct. 4 - Aggravated Assault/Domestic Violence Ct. 5 - Aggravated Assault/Domestic Violence		

RECENT CASE DISPOSITIONS

Defendant:	Gasoa BALAS a.k.a. Joshua BALAS	Case #:	CR2012-382
Prosecutor:	Gila County Attorney	Defense:	Michael Bernays
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Notes:	Defendant is charged with causing the death of a minor. Other charges include assaulting a law enforcement officer, attempting to flee from a pursuing law enforcement vehicle, while driving without a license, and under the influence of alcohol and drugs.		
Indictment:	Ct. 1 - Second Degree Murder	Class 1 Felony	
	Ct. 2 - Child Abuse / Domestic Violence	Class 3 Felony	
	Ct. 3 - Aggravated Assault on Police Officer	Class 2 Felony	
	Ct. 4 - Unlawful Flight from Pursuing Law Enforcement	Class 5 Felony	
	Ct. 5 - Aggravated DUI	Class 4 Felony	
	Ct. 6 - Aggravated DUI w/License Suspended	Class 4 Felony	
	Ct. 7. - Aggravated DUI – Drugs w/License Suspended	Class 4 Felony	
DISPOSITION	PLEA		
SENTENCING:	December 9, 2013, 1:30pm	SENTENCING	in PAYSON
CONVICTION:	CT 1: - SECOND DEGREE MURDER (VICTIM C.B.) CLASS 1 FELONY <ul style="list-style-type: none">Sentenced to the Department of Corrections for the aggravated term of 20 years – <i>with credit for 277 days for time served</i>Term of incarceration to run consecutively with sentence imposed in CR2013-228 CT 3: - AGGRAVATED ASSAULT (VICTIM Officer Deaton) CLASS 2 FELONY <ul style="list-style-type: none">Sentenced to the Department of Corrections for the aggravated term of 20 years – <i>with credit for 277 days for time served</i>Term of incarceration to run consecutively with sentence imposed in CR2013-228 CT 5: - AGGRAVATED DUI-IMPAIRED/LICENSE SUSPENDED CLASS 4 FELONY <ul style="list-style-type: none">Sentenced to the Department of Corrections for the presumptive term of 5 years – <i>with credit for 277 days for time served</i>Term of incarceration to run consecutively with sentence imposed in CR2013-228All fines, fees and surcharges		

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